

## **CHAMPAIGN CITY COUNCIL**

Regular Council Meeting

February 20, 2007

There being a quorum present, Mayor Schweighart called the meeting to order at 7:03 p.m.

**ROLL-CALL:**      Present: Giraldo Rosales, Tom Bruno, Marci Dodds  
                          Gina Jackson, Michael La Due, Vic McIntosh  
                          Ken Pirok, Mayor Schweighart

Absent: Deborah Feinen

**SPECIAL RECOGNITION:** None

**MINUTES:** None

**CORRESPONDENCE:** None

### **PUBLIC HEARINGS:**

Annexation Agreement Amendment No. 2 Between the City of Champaign and Clearlake, LLC (Seeber Tract) (located at the intersection of Interstate 57 and Interstate 74 on the northwest corner of Mattis Avenue and Route 150/Bloomington Road - Mayor Schweighart opened the public hearing at 7:05 p.m. and invited the public to speak. No one spoke. The hearing was closed at 7:05 p.m.

Vacation of a Portion of Public Alley (located east and west between Neil, Church, Randolph and Hill Street) - Mayor Schweighart opened the public hearing at 7:05 p.m. and invited the public to speak. No one spoke. The hearing was closed at 7:06 p.m.

### **ACTION ON COUNCIL BILLS**

#### **ORDINANCES AND RESOLUTIONS:**

Passed                    CB-2007-030, "A Resolution Recognizing Employees For Their Years Of Service To The Citizens Of Champaign"

CM Jackson, seconded by CM La Due, moved to adopt the Resolution. After a brief explanation of the Council Bill by Mayor Schweighart, a roll-call vote was taken; all voted yes.

Passed CB-2007-031, “An Ordinance Amending Section 5-91 Of The Champaign Municipal Code, 1985 (Alcoholic Beverages - Powers And Duties Of Commissioner/Emergency Powers)”

CM Jackson, seconded by CM La Due, moved to adopt the Ordinance. After a brief explanation of the Council Bill by Mayor Schweighart, Robert Michael Doyle, 105 E. Green, spoke in favor of passing this Council Bill. Mr. Doyle stated St. Patrick’s Day is a day to celebrate Saint Patrick, while the unofficial St. Patrick’s Day is a day of binge drinking students, created by one bar owner. Mr. Doyle noted he, and other Irish people, finds unofficial St. Patrick’s Day repulsive. A roll-call vote was taken; all voted yes except CM Pirok who voted no.

Passed CB-2007-032, “An Ordinance Amending Chapter 22 Of The Champaign Municipal Code, 1985 To Add Article VI (Property Code Enforcement And Property Maintenance Code - Nuisance Parties)”

CM Jackson, seconded by CM La Due, moved to adopt the Ordinance. After a brief explanation of the Council Bill by Mayor Schweighart, a roll-call vote was taken; all voted yes.

Passed CB-2007-033, “A Resolution Authorizing The City Manager To Execute An Agreement For The Purchase Of Merchant Card Services (Finance Department - U.S. Bank/NOVA)”

CM Jackson, seconded by CM La Due, moved to adopt the Resolution. After a brief explanation of the Council Bill by Mayor Schweighart, a roll-call vote was taken; all voted yes.

Passed CB-2007-034, “An Ordinance Amending The Annual Budget For Various Funds (Budget Amendment No. 2006/2007-11)”

CM Jackson, seconded by CM La Due, moved to adopt the Ordinance. After a brief explanation of the Council Bill by Mayor Schweighart, a roll-call vote was taken; all voted yes.

Passed CB-2007-035, “A Resolution Authorizing The City Manager To Enter Into An Agreement For On-Line Legal Research

Services And Book Subscriptions (Legal Department - Thomson West)"

Annual Amount \$21,197.52  
Annual Increases Not-To-Exceed 5%

CM Jackson, seconded by CM La Due, moved to adopt the Resolution. After a brief explanation of the Council Bill by Mayor Schweighart, a roll-call vote was taken; all voted yes.

Passed CB-2007-036, "A Resolution Authorizing The City Manager To Enter Into An Agreement With Health Alliance Medical Plans, Inc. To Provide The City With Health Maintenance Organization (HMO) And Preferred Provider Organization (PPO) Health Insurance Plans"

CM Jackson, seconded by CM La Due, moved to adopt the Resolution. After a brief explanation of the Council Bill by Mayor Schweighart, a roll-call vote was taken; all voted yes.

Passed CB-2007-037, "A Resolution Adopting Council Policy Regarding Guidelines For The Utilization Of Towing Services For City Initiated Tows For 2007-2011 And Codifying Such Policy"

CM Jackson, seconded by CM La Due, moved to adopt the Resolution. After a brief explanation of the Council Bill by Mayor Schweighart, CM Jackson questioned with all the duties assigned to the Police Chief, why is this cumbersome task assigned to the Chief. City Manager Carter noted Deputy Chief Daniels is the administrator, on behalf of the Chief. Deputy Chief Daniels stated according to state law, certain things are required by the Police Chief regarding city initiated towing to safeguard, keep track of, and return citizen's property. CM Dodds questioned the \$5.00 increase per year starting in 2009. Deputy Chief Daniels stated the \$5.00 increase per year is to offset inflation increases. A roll-call vote was taken; all voted yes.

Passed CB-2007-038, "A Resolution Authorizing The Sale Of City-Owned Real Estate Located At 119 E. Roper, Champaign To Urban League Of Champaign County Development Corporation (Neighborhood Services Department)"

Sale Amount \$55,000

CM Jackson, seconded by CM La Due, moved to adopt the Resolution. After a brief explanation of the Council Bill by Mayor Schweighart, a roll-call vote was taken; all voted yes.

Passed CB-2007-039, “An Ordinance Amending Section 37-359.2 Of The Champaign Municipal Code, 1985, As Amended (Zoning-Parking, Loading, And Access Drives-Required Number Of Parking Spaces By Use-Residential And Related Uses)”

CM Jackson, seconded by CM La Due, moved to adopt the Ordinance. After a brief explanation of the Council Bill by Mayor Schweighart, a roll-call vote was taken; all voted yes.

Passed CB-2007-040, “An Ordinance Approving An Annexation Agreement Amendment No. 2 Between The City Of Champaign And Clearlake L.L.C. (A.K.A. Corporate Park Centre/Seeber Tract, Located At The Northwest Corner of Mattis Ave. and Route 150)”

#### Six Affirmative Votes Required For Passage

CM Jackson, seconded by CM La Due, moved to adopt the Ordinance. After a brief explanation of the Council Bill by Mayor Schweighart, CM Dodds questioned what additional revenues will be generated from the property taxes. Planning Director Knight stated there was not an exact answer to the question because there is nothing in the City of Champaign that is comparable. A roll-call vote was taken; all voted yes.

Passed CB-2007-041, “An Ordinance Amending Sections 9-2, 31-105, 31-205, 31-221, 37-118, 37-123, 37-128, 37-133, 37-138, 37-143, 37-218, 37-243, 37-260, And Amending Chapter 37 Of The Champaign Municipal Code By Addition Of 37-602 Through 37-630 Code, As Amended (Building And Building Safety Regulations - Fences) (Subdivision Regulations - Definitions) (Zoning - Use Regulations, CG, CB, CI, BP, I1 And I2 Districts) (Zoning - Development Standards (Zoning - Provision And Special Uses) (Zoning - Supplemental

Regulations - Freestanding  
Telecommunication Towers”

CM Jackson, seconded by CM La Due, moved to adopt the Ordinance. After a brief explanation of the Council Bill by Mayor Schweighart, a roll-call vote was taken; all voted yes except CM Pirok who voted no.

Passed                   CB-2007-042, “A Resolution Approving  
                            The Final Plat For Stamey Farms  
                            Subdivision Phase 2 (Located South Of  
                            Interstate Drive And East Of Prospect  
                            Avenue)”

CM Jackson, seconded by CM La Due, moved to adopt the Resolution. After a brief explanation of the Council Bill by Mayor Schweighart, a roll-call vote was taken; all voted yes.

CM Dodds left the meeting.

Passed                   CB-2007-043, “A Resolution Authorizing  
                            The City Manager To Enter Into The M2  
                            Covenants And Development Agreement  
                            With One Main Development, LLC (City  
                            Manager's Office - M2 One Main  
                            Development)”

CM Jackson, seconded by CM La Due, moved to adopt the Resolution. After a brief explanation of the Council Bill by Mayor Schweighart, Council Member comments included:

- 40-50 years ago, the surface parking in this area had structures on them. They were not meant to be parking lots.
- This project is in a tax increment finance district. The incentives for this project are being financed by the increased property taxes that are going into the Tax Increment Fund.
- Incentives attract development.
- Tax Increment Financing is a program with Federal guidelines and geographical boundaries. Monies in the Tax Increment Fund can not be spent for other purposes, in other areas of the City.
- Without the development, the tax money would not exist for the incentives.
- A Downtown parking deck has been discussed in the past. This project will increase Downtown parking.
- The project will generate revenue. It will also help slow urban sprawl because it is an infill development.
- The City is working in cooperation with developers to make Champaign better. Glad to have developers with vision.

A roll-call vote was taken; all voted yes except CM Dodds who was not present.

Passed CB-2007-044, “An Ordinance Approving A Preliminary-Final Major Planned Development Plan For The M2 On Neil Street Development (Located At The Northwest Corner Of Church Street And Neil Street)”

CM Jackson, seconded by CM La Due, moved to adopt the Ordinance. After a brief explanation of the Council Bill by Mayor Schweighart, City Attorney Stavins requested Council to consider amending the Council Bill to substitute the revised Attachment B, a planned development certificate. CM Bruno, seconded by CM McIntosh, moved to amend the Council Bill by replacing Attachment B with the revised Attachment B. A voice vote was taken on the motion to amend; all voted yes. A roll-call vote was taken to adopt the Ordinance; all voted yes except CM Dodds who was not present.

Passed CB-2007-045, “An Ordinance Vacating The Eastern Portion Of City Alley Located Between Hill, Neil, Church And Randolph Streets”

CM Jackson, seconded by CM La Due, moved to adopt the Ordinance. After a brief explanation of the Council Bill by Mayor Schweighart, a roll-call vote was taken; all voted yes except CM Dodds who was not present

CM Dodds returned to the meeting.

Passed CB-2007-046, “A Resolution Authorizing The City Manager To Execute A Change Order With T2 Systems, Inc. (Public Works - T2 Systems, Inc.)”

Change Order Amount \$3,900

CM Jackson, seconded by CM La Due, moved to adopt the Resolution. After a brief explanation of the Council Bill by Mayor Schweighart, CM Bruno questioned if the Council Bill came to Council because the total contract amount will be \$97,000. City Attorney Stavins stated the Council Bill came to Council because this change order puts the total number of change orders over the ten percent. A roll-call vote was taken; all voted yes.

#### AUDIENCE PARTICIPATION:

Cheri Manrique, Urbana, stated she is enjoying being able to go see bands play. This was not something she could do before the smoking ordinance because she has asthma. When she went to Memphis of Main, Ms. Manrique stated she was bullied by the owner

because she was not drinking alcohol and because she is a member of the C-U Smokefree Alliance. Council was given a copy of Ms. Manrique's comments.

Bill Ackermann, 1814 Maynard Lake Dr., Champaign, Vice President of the Orpheum Children's Science Museum Board of Directors, requested the City of Champaign fund the Executive Director position of the Orpheum Children's Science Museum for three years at \$35,000 per year. Council was given copies of the proposal and the Museum's audited financial statement for 2005.

Dave Monk, 115 N. Market stated his support of Mr. Ackermann's statement. Mr. Monk also stated his support for art galleries and the development that Gorman Co. would like to build on Washington and Walnut Street.

Patricia Avery stated she was excited about the M2 project and would like to see women and minority businesses working with the developers.

Robert Michael Doyle stated the City of Champaign has a Human Rights Ordinance and if someone is being harassed because they supported the smoking ban, they should file a complaint.

#### COUNCIL AND MANAGER COMMENTS:

CM Rosales thanked Mr. and Mrs. Manrique for speaking to Council. CM Rosales stated the Mayor, the Liquor Commission, and the Human Relations Commission should write letters to establishments that harass citizens.

CM Jackson also thanked Mrs. Manrique for speaking. CM Jackson thanked the Public Works Department for their efforts with the snow removal. She suggested a text amendment to the snow ordinance stating who is responsible for the clearing of sidewalks.

Mayor Schweighart stated Public Works did an excellent job with the snow removal but there were some legitimate complaints. He will be meeting with Staff, Public Works and the University of Illinois to see where improvements can be made.

City Manager Carter noted the applications for community service grants have been given to Council. Council should indicate their preferences and return the applications back to Staff for discussion at the March 27, 2007 Study Session. City Manager Carter stated the City of Champaign employees have pledged over \$80,000 to the United Way earning the Top Company Award from United Way.

Mayor Schweighart noted he was wearing black in mourning for the retirement of the Chief but he was wearing an orange and blue tie in support of the Illini basketball team. He encouraged fans to show support of the basketball team at the game on Wednesday by not dressing in all black.

CM Jackson stated the Douglass Area Concerned Citizens Neighborhood Group will be meeting at the Douglass Annex on March 15, 2007 at 6:00 p.m. along with staff from Public Works. She also stated a meeting will be held at the McKinley Y on March 15, 2007 at 6:00 p.m. to discuss their move and plans for services in the area.

CM Bruno stated the League of Women Voters will be hosting a Candidate Forum, February 21, 2007 in the City of Champaign's Council Chambers at 7:00 p.m. It is open to the public and will be televised.

**VOUCHERS:** Voucher No. 14 in the amount of \$1,959,202.04

Vendor Payments	\$1,959,202.04
Total	\$1,959,202.04

CM Bruno, seconded by CM Jackson, moved to adopt Voucher No. 14. A roll-call vote was taken; all voted yes.

**PAYROLL:**

CM Bruno, seconded by CM Dodds, moved to approve the payroll dated 02/09/07 in the amount of \$1,340,777.51. A roll-call vote was taken; all voted yes.

**ADJOURNMENT:**

CM Jackson, seconded by CM LaDue, moved to adjourn. A voice vote was taken on the motion to adjourn; all voted yes.

The meeting was adjourned at 8:11 p.m.

Glenda F. Robertson  
Deputy City Clerk